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Resolution adopted by the General Assembly

[*on the report of the Third Committee (A/55/598)*]

55/79. The rights of the child

The General Assembly,

Recalling its resolutions 54/148 and 54/149 of 17 December 1999, and taking note of Commission on Human Rights resolution 2000/85 of 27 April 2000,[1]

Bearing in mind the Convention on the Rights of the Child,[2] emphasizing that the provisions of the Convention and other relevant human rights instruments must constitute the standard in the promotion and protection of the rights of the child, and reaffirming that the best interest of the child shall be the primary consideration in all actions concerning children,

Reaffirming the World Declaration on the Survival, Protection and Development of Children and the Plan of Action for Implementing the World Declaration on the Survival, Protection and Development of Children in the 1990s adopted by the World Summit for Children, held in New York on 29 and 30 September 1990,[3] and the Vienna Declaration and Programme of Action adopted by the World Conference on Human Rights, held at Vienna from 14 to 25 June 1993,[4] which, inter alia, states that national and international mechanisms and programmes for the defence and protection of children, in particular those in especially difficult circumstances, should be strengthened, including through effective measures to combat exploitation and abuse of children, such as female infanticide, harmful child labour, sale of children and organs, child prostitution and child pornography, and which reaffirms that all human rights and fundamental freedoms are universal,

Recalling its resolution 54/93 of 7 December 1999, by which it decided to convene a special session in September 2001 to follow up the World Summit for Children, and stressing the importance of addressing the rights and needs of the child in the preparatory process of the special session and the special session itself,

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[1] See *Official Records of the Economic and Social Council, 2000, Supplement No. 3* and corrigendum (E/2000/23 and Corr.1), chap. II, sect. A.
[2] Resolution 44/25, annex.
[3] A/45/625, annex.
[4] A/CONF.157/24 (Part I), chap. III.

Profoundly concerned that the situation of girls and boys in many parts of the world remains critical as a result of the persistence of poverty, social inequality, inadequate social and economic conditions in an increasingly globalized world economy, pandemics, in particular human immunodeficiency virus/acquired immunodeficiency syndrome, natural disasters, armed conflict, displacement, exploitation, illiteracy, hunger, intolerance, discrimination and inadequate legal protection, and convinced that urgent and effective national and international action is called for,

Underlining the need for mainstreaming a gender perspective in all policies and programmes relating to children,

Recognizing the need for the realization of a standard of living adequate for the child's physical, mental, spiritual, moral and social development, the protection of the child from torture and other cruel, inhuman or degrading treatment or punishment, the provision of universal and equal access to primary education and the implementation of the commitments on the education of children contained in the United Nations Millennium Declaration,[5]

Concerned at the number of illegal adoptions, of children growing up without parents and of child victims of family and social violence, neglect and abuse,

Welcoming the adoption of the Optional Protocols to the Convention on the Rights of the Child on the involvement of children in armed conflict and on the sale of children, child prostitution and child pornography,[6]

Recognizing that partnership among Governments, international organizations and all sectors of civil society, in particular non-governmental organizations, is important to realizing the rights of the child,

Stressing the importance of integrating child-related issues into the work of the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects and the special session of the General Assembly on the problem of human immunodeficiency virus/acquired immunodeficiency syndrome in all its aspects, to be held in 2001,

I

Implementation of the Convention on the Rights of the Child

1. *Once again urges* the States that have not yet done so to sign and ratify or accede to the Convention on the Rights of the Child[2] as a matter of priority with a view to reaching the goal of universal adherence as soon as possible;

2. *Invites* States to consider signing and ratifying the Optional Protocols to the Convention[6] as a matter of priority with a view to their entry into force as soon as possible, bearing in mind the convening of the special session of the General Assembly to follow up the World Summit for Children in September 2001;

3. *Reiterates its concern* at the great number of reservations to the Convention, and urges States parties to withdraw reservations that are incompatible with the object and purpose of the Convention and to review on a regular basis any reservations with a view to withdrawing them;

[5] See resolution 55/2, para. 19.

[6] Resolution 54/263, annexes I and II.

4. *Calls upon* States parties to implement fully the Convention, stresses that the implementation of the Convention contributes to the achievement of the goals of the World Summit for Children, and recommends that a thorough assessment of ten years of implementation of the Convention be an essential element in the preparation of the special session to follow up the Summit;

5. *Urges* States to assure the child who is capable of forming his or her own views the right to express those views freely in all matters that affect him or her, the views being given due weight in accordance with the age and maturity of the child, and in this regard to involve children and young people in their efforts to implement the goals of the Summit and the Convention, as well as in other programmes relating to children and young people, as appropriate;

6. *Calls upon* States parties to cooperate closely with the Committee on the Rights of the Child and to comply in a timely manner with their reporting obligations under the Convention, in accordance with the guidelines elaborated by the Committee, and encourages States parties to take into account the recommendations made by the Committee in the implementation of the provisions of the Convention;

7. *Requests* the Secretary-General to ensure the provision of appropriate staff and facilities for the effective and expeditious performance of the functions of the Committee, notes the temporary support given by the plan of action of the United Nations High Commissioner for Human Rights to strengthen the important role of the Committee in advancing the implementation of the Convention, and also requests the Secretary-General to make available information on the follow-up to the plan of action;

8. *Calls upon* States parties urgently to take appropriate measures so that acceptance of the amendment to paragraph 2 of article 43 of the Convention by a two-thirds majority of States parties can be reached as soon as possible in order for the amendment to enter into force, thus increasing the membership of the Committee from ten to eighteen experts, bearing in mind, inter alia, the additional workload of the Committee when the two Optional Protocols to the Convention enter into force;

9. *Invites* the Committee to continue to enhance its constructive dialogue with the States parties and its transparent and effective functioning;

10. *Recommends* that, within their mandates, all relevant human rights mechanisms and all other relevant organs and mechanisms of the United Nations system and the supervisory bodies of the specialized agencies pay attention to particular situations in which children are in danger and in which their rights are violated and that they take into account the work of the Committee, and encourages the further development of the rights-based approach adopted by the United Nations Children's Fund and further steps to increase system-wide coordination and inter-agency cooperation for the promotion and protection of the rights of the child;

11. *Encourages* the Committee, in monitoring the implementation of the Convention, to continue to pay attention to the needs of children in especially difficult circumstances;

12. *Urges* all States to assign priority to activities and programmes aimed at preventing the abuse of narcotic drugs, psychotropic substances and inhalants as well as preventing other addictions, in particular addiction to alcohol and tobacco, among children and young people, especially those in vulnerable situations, and

urges all States to counter the use of children and young people in the illicit production of and trafficking in narcotic drugs and psychotropic substances;

13. *Reaffirms* the importance of ensuring adequate and systematic training in the rights of the child for professional groups working with and for children, including specialized judges, law enforcement officials, lawyers, social workers, medical doctors, health professionals and teachers, and of coordination among various governmental bodies involved in children's rights, and encourages States and relevant bodies and organizations of the United Nations system to continue to promote education and training in this regard;

14. *Encourages* Governments and relevant United Nations bodies, as well as relevant non-governmental organizations and child rights advocates, to contribute, as appropriate, to the web-based database launched by the United Nations Children's Fund so as to continue the provision of information on laws, structures, policies and processes adopted at the national level to translate the Convention into practice, and in this regard commends the Fund for its work to disseminate lessons learned in the implementation of the Convention;

II

Protection and promotion of the rights of children

Identity, family relations and birth registration

1. *Calls upon* all States to intensify efforts to ensure the registration of all children immediately after birth, including through the consideration of simplified, expeditious and effective procedures;

2. *Also calls upon* all States to undertake to respect the right of the child to preserve his or her identity, including nationality, name and family relations as recognized by law, without unlawful interference and, where a child is illegally deprived of some or all of the elements of his or her identity, to provide appropriate assistance and protection with a view to re-establishing speedily his or her identity;

3. *Urges* all States to ensure, as far as possible, the right of the child to know and be cared for by his or her parents;

4. *Also urges* all States to ensure that a child shall not be separated from his or her parents against their will, except when the competent authorities, subject to judicial review, determine, in accordance with applicable law and procedures, that such separation is necessary in the best interest of the child, and, where alternative care is necessary, to promote family and community-based care in preference to placement in institutions, recognizing that such determination may be necessary in a particular case, such as one involving abuse or neglect of the child by the parents or one in which the parents are living separately and a decision must be made as to the child's place of residence;

5. *Calls upon* States to take all necessary measures to ensure that the best interest of the child is the primary consideration in adoptions of children and to take all necessary measures to prevent and combat illegal adoptions and adoptions which do not follow the normal procedures;

6. *Also calls upon* States to take all necessary measures to address the problem of children growing up without parents, in particular orphaned children and children who are victims of family and social violence, neglect and abuse;

Health

7. *Calls upon* all States and relevant bodies and organizations of the United Nations system, in particular the World Health Organization and the United Nations Children's Fund, to pay particular attention to the development of sustainable health systems and social services to ensure the effective prevention of diseases, malnutrition, disabilities and infant and child mortality, including through prenatal and post-natal health care, as well as the provision of necessary medical treatment and health care to all children, taking into consideration the special needs of young children and girls, including prevention of common infectious diseases, the special needs of adolescents, including those relating to reproductive and sexual health and threats from substance abuse and violence, and the particular needs of children living in poverty, children in situations of armed conflict and children in other vulnerable groups, and to strengthen ways of empowering families and communities;

8. *Calls upon* all States to adopt all necessary measures to ensure the full and equal enjoyment of all human rights and fundamental freedoms by children affected by disease and malnutrition, including protection from all forms of discrimination, abuse or neglect, in particular in the access to and provision of health care;

9. *Welcomes* the attention given by the Committee on the Rights of the Child to the realization of the highest attainable standards of health and access to health care and to the rights of children affected by human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS);

10. *Urges* States to give particular emphasis to the prevention of HIV infection in young children and strengthen efforts to prevent adolescents and women from becoming HIV-infected, inter alia, by including HIV/AIDS prevention in educational curricula and educational programmes consistent with the epidemiology of the diseases in each State, and by supporting wide-scale voluntary HIV testing and counselling programmes for pregnant women, together with services for HIV-infected pregnant women to reduce the risk of transmitting the virus from HIV/AIDS-infected pregnant women to their children;

11. *Urges* all States to take all necessary measures to protect children infected and/or affected by HIV/AIDS from all forms of discrimination, stigma, abuse and neglect, in particular in the access to and provision of health, education and social services, with a view to the realization of their rights;

12. *Calls upon* the international community, relevant United Nations agencies, funds and programmes and intergovernmental and non-governmental organizations to intensify their support of national efforts against HIV/AIDS aimed at providing assistance to children infected or affected by the epidemic, including those orphaned as a result of the HIV/AIDS pandemic, focusing in particular on the worst-hit regions of Africa and areas in which the epidemic is severely setting back national development gains, calls upon them also to give importance to the treatment, care and support of children infected with HIV/AIDS, and invites them to consider further involving the private sector;

Education

13. *Calls upon* States to recognize the right to education on the basis of equal opportunity by making primary education compulsory and ensuring that all children have access to free and relevant primary education, as well as by making secondary education generally available and accessible to all, and in particular by the progressive introduction of free education;

14. *Reaffirms* the Dakar Framework for Action adopted at the World Education Forum[7] and calls for its full implementation, and in this regard invites the United Nations Educational, Scientific and Cultural Organization to continue to implement its mandated role in coordinating Education for All partners and maintaining their collaborative momentum;

15. *Calls upon* all States to eliminate the gender gap in education, reaffirms the commitment contained in the United Nations Millennium Declaration to ensure equal access for girls and boys to all levels of education and the completion of a full course of primary schooling by children everywhere, boys and girls alike, by 2015,[5] and in this regard encourages the implementation of the United Nations Girls' Education Initiative launched by the Secretary-General at the World Education Forum;

16. *Calls upon* States to ensure that emphasis is given to the qualitative aspects of education, that the education of the child is carried out, that States parties to the Convention on the Rights of the Child[2] develop and implement programmes for the education of the child, in accordance with articles 28 and 29 of the Convention, and that education is directed, inter alia, to the development of respect for human rights and fundamental freedoms and to the preparation of the child for a responsible life in a free society in a spirit of understanding, peace, tolerance, gender equality and friendship among peoples, ethnic, national and religious groups and persons of indigenous origin, and to ensure that children, from an early age, benefit from education on values, attitudes, modes of behaviour and ways of life that will enable them to resolve any dispute peacefully and in a spirit of respect for human dignity and of tolerance and non-discrimination, bearing in mind the Declaration and Programme of Action on a Culture of Peace;[8]

17. *Calls upon* all States to take all appropriate measures to prevent racist, discriminatory and xenophobic attitudes and behaviour by means of education, keeping in mind the important role that children have to play in changing such practices;

18. *Also calls upon* all States to remove educational disparities and make education accessible to children living in poverty, children living in remote areas, children with special educational needs, children affected by armed conflict and children requiring special protection, including refugee children, migrant children, street children, children deprived of their liberty, indigenous children and children belonging to minorities;

19. *Calls upon* States, educational institutions and the United Nations system, in particular the United Nations Children's Fund, the United Nations Development Fund for Women and the United Nations Educational, Scientific and

[7] See *Final Report of the World Education Forum, Dakar, Senegal, 26–28 April 2000*, United Nations Educational, Scientific and Cultural Organization, Paris, 2000.

[8] Resolution 53/243.

Cultural Organization, to develop and implement gender-sensitive strategies to address the particular needs of the girl child in education;

Freedom from violence

20. *Reaffirms* the obligation of States to protect children from torture and other cruel, inhuman or degrading treatment or punishment;

21. *Calls upon* States to take all appropriate measures to prevent and protect children from all forms of violence, including physical, mental and sexual violence, torture, child abuse, abuse by police, other law enforcement authorities and employees and officials in detention centres or welfare institutions, including orphanages, and domestic violence;

22. *Also calls upon* States to investigate and submit cases of torture and other forms of violence against children to the competent authorities for the purpose of prosecution and to impose appropriate disciplinary or penal sanctions against those responsible for such practices;

23. *Requests* all relevant human rights mechanisms, in particular special rapporteurs and working groups, within their mandates, to pay attention to the special situations of violence against children, reflecting their experiences in the field;

24. *Takes note* of the general discussion on State violence against children held by the Committee on the Rights of the Child on 22 September 2000,[9] as well as its recommendation to undertake a comprehensive study on the issue of violence against children, exploring its different forms and identifying its causes, its extent and its impact on children, and welcomes the forthcoming general discussion on violence suffered by children in schools and within the family to be held in September 2001;

III

Promotion and protection of the rights of children in particularly vulnerable situations and non-discrimination against children

Plight of children working and/or living on the streets

1. *Calls upon* Governments to seek comprehensive solutions to the problems that cause children to work and/or live on the streets and to implement appropriate programmes and policies for the protection and the rehabilitation and reintegration of those children, bearing in mind that such children are particularly vulnerable to all forms of violence, abuse, exploitation and neglect;

2. *Calls upon* all States to ensure that basic social services, notably education, are provided for children in order to divert them from and to address the economic imperatives that lead to involvement in harmful, exploitative and abusive activity;

3. *Strongly urges* all Governments to guarantee respect for all human rights and fundamental freedoms, in particular the right to life, to take urgent and effective measures to prevent the killing of children working and/or living on the streets, to

[9] See CRC/C/SR. 649 and 650.

combat torture and abusive treatment and violence against them and to bring the perpetrators to justice;

4. *Calls upon* all States to take the situation of children working and/or living on the streets into account when preparing reports for submission to the Committee on the Rights of the Child, and encourages the Committee and other relevant bodies and organizations of the United Nations system, within their existing mandates, to pay increased attention to the question of children working and/or living on the streets;

5. *Calls upon* the international community to support, through effective international cooperation, including technical advice and assistance, the efforts of States to improve the situation of children working and/or living on the streets;

Refugee and internally displaced children

6. *Urges* Governments to improve the implementation of policies and programmes for the protection, care and well-being of refugee and internally displaced children and for the provision of basic social services, including access to education, with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the Representative of the Secretary-General on internally displaced persons, in accordance with the obligations of States under the Convention on the Rights of the Child;[2]

7. *Calls upon* all States and other parties to armed conflict, as well as United Nations bodies and organizations, to give urgent attention, in terms of protection and assistance, to the fact that refugee and internally displaced children are particularly exposed to risks in connection with armed conflict, such as being forcibly recruited or subjected to sexual violence, abuse or exploitation;

8. *Expresses its deep concern* about the growing number of unaccompanied and/or separated refugee and internally displaced children, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for unaccompanied and/or separated refugee and internally displaced children;

Children with disabilities

9. *Encourages* the working group on the rights of children with disabilities established pursuant to the decision of the Committee on the Rights of the Child to put into practice as soon as possible the recommendations arising from the day of general discussion on the rights of children with disabilities, held on 6 October 1997,[10] including the drafting of a plan of action on children with disabilities, in close cooperation with the Special Rapporteur of the Commission for Social Development on Disability and other relevant parts of the United Nations system;

10. *Calls upon* all States to take all necessary measures to ensure the full and equal enjoyment of all human rights and fundamental freedoms by children with disabilities, and to develop and enforce legislation against their discrimination so as

[10] See *Official Records of the General Assembly, Fifty-third Session, Supplement No. 41* (A/53/41), sect. IV.C.2; and ibid., *Fifty-fifth Session, Supplement No. 41* (A/55/41), sect. IV.C.2.

to ensure dignity, promote self-reliance and facilitate the child's active participation in the community, including effective access to educational and health services;

Migrant children

11. *Calls upon* States to protect all human rights of migrant children, in particular unaccompanied migrant children, and to ensure that the best interest of the child shall accordingly be a primary consideration, and encourages the Committee on the Rights of the Child, the United Nations Children's Fund and other relevant United Nations bodies, within their respective mandates, to pay particular attention to the conditions of migrant children in all States and, as appropriate, to make recommendations to strengthen their protection;

12. *Also calls upon* States to cooperate fully with and to assist the Special Rapporteur of the Commission on Human Rights on the human rights of migrants in addressing the particularly vulnerable conditions of migrant children;

IV

Prevention and eradication of the sale of children and of their sexual exploitation and abuse, including child prostitution and child pornography

1. *Welcomes* the interim report of the Special Rapporteur of the Commission on Human Rights on the sale of children, child prostitution and child pornography,[11] and expresses its support for her work;

2. *Requests the Secretary-General to provide the Special Rapporteur with* all necessary human and financial assistance to enable her to discharge her mandate fully;

3. *Calls upon* States to continue to cooperate with the Special Rapporteur and to give full consideration to all of her recommendations;

4. *Invites* further voluntary contributions through the Office of the United Nations High Commissioner for Human Rights and support for the work of the Special Rapporteur for the effective fulfilment of her mandate;

5. *Welcomes* the large number of signatories to the Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography,[12] and calls upon all States to consider signing and ratifying it as a matter of priority with a view to its entry into force as soon as possible, bearing in mind the convening of the special session of the General Assembly to follow up the World Summit for Children in September 2001;

6. *Reaffirms* the obligation of States parties to the Convention on the Rights of the Child[2] to prevent the abduction of, the sale of or the trafficking in children for any purpose or in any form, including the transfer of the organs of the child for profit, and to protect children from all forms of sexual exploitation and abuse, in accordance with articles 35 and 34 of the Convention;

7. *Calls upon* States to take all appropriate steps to combat the misuse of new information and communication technologies, including the Internet, for trafficking in children and for purposes of all forms of sexual exploitation and abuse, in particular the sale of children, child prostitution and child pornography,

[11] See A/55/297.

[12] Resolution 54/263, annex II.

and notes that the use of such technologies can also contribute to preventing and eradicating such phenomena;

8. *Also calls upon* States to criminalize and to penalize effectively all forms of sexual exploitation and abuse of children, including within the family or for commercial purposes, paedophilia, child pornography and child prostitution, including child sex tourism, while ensuring that the children who are victims of such practices are not penalized, and to take effective measures to ensure the prosecution of offenders, whether local or foreign, by the competent national authorities, either in the country of origin of the offender or in the country in which the abuse takes place, in accordance with due process of law;

9. *Calls upon* all Member States to take all necessary steps to strengthen international cooperation by means of multilateral, regional and bilateral arrangements for the prevention, detection, investigation, prosecution and punishment of those responsible for acts involving the sale of children, child prostitution, child pornography and child sex tourism, and in this regard calls upon Member States to promote international cooperation and coordination among their authorities, national and international non-governmental organizations and international organizations, as appropriate;

10. *Requests* States to increase cooperation and concerted action at the national, regional and international levels to prevent and dismantle networks that traffick in children;

11. *Stresses* the need to combat the existence of a market that encourages such criminal practices against children, including through preventive and enforcement measures that target customers or individuals who sexually exploit or abuse children;

12. *Calls upon* States to enact, enforce, review and revise, as appropriate, laws and to implement policies, programmes and practices to protect children from and to eliminate all forms of sexual exploitation and abuse, including commercial sexual exploitation, taking into account the particular problems posed by the use of the Internet in this regard;

13. *Encourages* Governments to facilitate the active participation of child victims of sexual exploitation and abuse in the development and implementation of strategies to protect children from sexual exploitation and abuse;

14. *Encourages* continued regional and interregional efforts, with the objective of identifying best practices and issues requiring particularly urgent action, and notes the convening of the Second World Congress against Commercial Sexual Exploitation of Children at Yokohama, Japan, from 17 to 20 December 2001, which is to be hosted by the Government of Japan in cooperation with the United Nations Children's Fund and which is aimed at reviewing progress in implementing the Declaration and Agenda for Action adopted by the World Congress against Commercial Sexual Exploitation of Children, held at Stockholm from 27 to 31 August 1996;[13]

15. *Invites* States and relevant United Nations bodies and agencies to allocate appropriate resources for the rehabilitation of child victims of sexual exploitation

[13] A/51/385, annex.

and abuse and to take all appropriate measures to promote their full recovery and social reintegration;

V

Protection of children affected by armed conflict

1. *Welcomes* the report of the Special Representative of the Secretary-General on the impact of armed conflict on children,[14] and takes note of the report of the Secretary-General on children and armed conflict;[15]

2. *Expresses its support* for the work of the Special Representative in the fulfilment of his mandate, as established in paragraphs 35 to 37 of General Assembly resolution 51/77 of 12 December 1996, in particular in raising worldwide awareness and mobilizing official and public opinion for the protection of children affected by armed conflict in order to promote respect for the rights and needs of children in conflict and post-conflict situations;

3. *Calls upon* the Secretary-General and all relevant parts of the United Nations system, including the Special Representative and the United Nations Children's Fund, to intensify further their efforts to continue to develop a concerted approach to the rights, protection and welfare of children affected by armed conflict, including, as appropriate, in the preparations for the field visits of the Special Representative and in the follow-up to such visits;

4. *Calls upon* all States and other parties concerned to continue to cooperate with the Special Representative in implementing the commitments that they have undertaken and to consider carefully all of the recommendations of the Special Representative and address the issues identified;

5. *Welcomes* the continued support for and voluntary contributions to the work of the Special Representative in the fulfilment of his mandate;

6. *Also welcomes* the large number of signatories to the Optional Protocol to the Convention on the Rights of the Child on the involvement of children in armed conflict,[16] and calls upon all States to consider signing and ratifying it as a matter of priority with a view to its entry into force as soon as possible, bearing in mind the convening of the special session of the General Assembly to follow up the World Summit for Children in September 2001;

7. *Urges* all States and other parties to armed conflict to respect international humanitarian law and to put an end to any form of targeting of children and to attacking sites that usually have a significant presence of children, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949[17] and the Additional Protocols thereto, of 1977,[18] and calls upon all parties to armed conflict to take all measures required to protect children from acts that constitute violations of international humanitarian law, including prosecution by States, within their national legal framework, of those responsible for such violations;

[14] See A/55/442.
[15] A/55/163-S/2000/712.
[16] Resolution 54/263, annex I.
[17] United Nations, *Treaty Series*, vol. 75, Nos. 970–973.
[18] Ibid., vol. 1125, Nos. 17512 and 17513.

8. *Recognizes*, in this regard, the contribution of the establishment of the International Criminal Court to ending impunity for perpetrators of certain crimes committed against children, as defined in the Statute of the Court,[19] which include those involving sexual violence or child soldiers, and thus to the prevention of such crimes;

9. *Stresses* the importance of all relevant United Nations actors in the field improving their reporting, within their respective mandates, concerning the situation of children affected by armed conflict and giving additional attention to this question;

10. *Condemns* the abduction of children in situations of armed conflict and into armed conflict, urges States, international organizations and other concerned parties to take all appropriate measures to secure the unconditional release, rehabilitation, reintegration and reunification with their families of all abducted children, and urges States to bring the perpetrators to justice;

11. *Calls upon* States to ensure that the adoption of children in situations of armed conflict is guided by the Convention on the Rights of the Child[2] and that the best interest of the child is always envisaged as a paramount consideration;

12. *Urges* States and all other parties to armed conflict to end the use of children as soldiers, to ensure their demobilization and effective disarmament and to implement effective measures for their rehabilitation, physical and psychological recovery and reintegration into society, further encourages efforts by, inter alia, regional organizations, intergovernmental organizations and non-governmental organizations to bring an end to the use of children as soldiers in armed conflict, and emphasizes that no support shall be given to those who systematically abuse or violate the rights of children during armed conflicts;

13. *Underlines* the importance of including measures to ensure the rights of the child, inter alia, in the areas of health and nutrition, formal, informal or non-formal education, physical and psychological recovery and social reintegration, in emergency and other humanitarian assistance policies and programmes;

14. *Notes* the importance of the third open debate held in the Security Council, on 26 July 2000, on children and armed conflict and the undertaking provided by the Council to give special attention to the protection, welfare and rights of children when taking action aimed at maintaining peace and security, and reaffirms the essential role of the General Assembly and the Economic and Social Council in the promotion and protection of the rights and welfare of children;

15. *Calls upon* all parties to armed conflict to ensure the full, safe and unhindered access of humanitarian personnel and the delivery of humanitarian assistance to all children affected by armed conflict;

16. *Welcomes* agreed conclusions 1999/1 adopted by the Economic and Social Council on 23 July 1999, in which the Council, inter alia, calls for systematic, concerted and comprehensive inter-agency efforts on behalf of children, as well as adequate and sustainable resource allocation, to provide both immediate

[19] See A/CONF.183/9, art. 8.

emergency assistance to and long-term measures for children throughout all the phases of an emergency;[20]

17. *Urges* States to implement effective measures for the rehabilitation, physical and psychological recovery and reintegration into society of all child victims in cases of armed conflict, invites the international community to assist in this endeavour, and further emphasizes the importance of giving systematic consideration to the special needs and particular vulnerability of the girl child during conflicts and in post-conflict situations;

18. *Calls upon* States and relevant United Nations bodies to continue to support national and international mine-action efforts, including by means of financial contributions, mine-awareness programmes, victim assistance and child-centred rehabilitation, and welcomes the positive effects on children of concrete legislative measures with respect to anti-personnel mines;

19. *Invites* States, multilateral donors and the private sector to cooperate and to commit the resources necessary for the early development of new and more efficient mine-detection and mine-clearance technologies for assistance in mine action;

20. *Notes with concern* the impact of small arms and light weapons on children in situations of armed conflict, in particular as a result of their illicit production and traffic, and calls upon States to address this problem, inter alia, during the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects, to be held in 2001;

21. *Recommends* that, whenever sanctions are imposed, their impact on children be assessed and monitored and that humanitarian exemptions be child-focused and formulated with clear guidelines for their application;

22. *Calls upon* States, relevant United Nations bodies and agencies and regional organizations to integrate the rights of the child into all activities in conflict and post-conflict situations, including training programmes and emergency relief operations, country programmes and field operations aimed at promoting peace and preventing and resolving conflict, as well as the negotiation and implementation of peace agreements, and, given the long-term consequences for society, underlines the importance of including specific provisions for children, including resourcing, in peace agreements and in arrangements negotiated by parties;

23. *Calls upon* all States, in accordance with the norms of international humanitarian law, to integrate in the training and gender-sensitized education programmes of their armed forces, including those for peacekeeping, instruction on responsibilities towards the civilian population, in particular women and children;

24. *Calls upon* Member States, the United Nations system and non-governmental organizations to encourage the involvement of young people in activities concerning the protection of children affected by armed conflict, including programmes for reconciliation, peace consolidation, peace-building and children-to-children networks;

25. *Welcomes* the holding of the International Conference on War-Affected Children at Winnipeg, Canada, from 10 to 17 September 2000, and notes with

[20] See *Official Records of the General Assembly, Fifty-fourth Session, Supplement No. 3* (A/54/3/Rev.1), chap. VI, para. 5

appreciation the Winnipeg Agenda for War-Affected Children[21] and efforts by regional organizations, in particular the Organization for Security and Cooperation in Europe, the European Union, the Economic Community of West African States, the Organization of American States and the Organization of African Unity, to include prominently the rights and protection of children affected by armed conflict in their policies and programmes;

VI

Progressive elimination of child labour

1. *Reaffirms* the right of the child to be protected from economic exploitation and from performing any work that is likely to be hazardous or to interfere with the child's education or to be harmful to the child's health or physical, mental, spiritual, moral or social development;

2. *Welcomes* the adoption by the International Labour Organization, at the eighty-seventh session of the International Labour Conference, held at Geneva from 1 to 17 June 1999, of the Convention concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour (Convention No. 182), and calls upon all States to consider ratifying it;

3. *Calls upon* all States that have not yet done so to consider ratifying the conventions of the International Labour Organization relating to child labour, in particular the Convention concerning Forced or Compulsory Labour, 1930 (Convention No. 29) and the Convention concerning Minimum Age for Admission to Employment, 1973 (Convention No. 138), and to implement those conventions;

4. *Calls upon* all States to translate into concrete action their commitment to the progressive and effective elimination of child labour contrary to accepted international standards, and urges them, inter alia, to eliminate immediately the worst forms of child labour as set out in the 1999 International Labour Organization Convention No. 182;

5. *Also calls upon* all States to assess and examine systematically the magnitude, nature and causes of child labour and to elaborate and implement strategies for the elimination of child labour contrary to accepted international standards, giving special attention to specific dangers faced by girls, as well as to the rehabilitation and social reintegration of the children concerned;

6. *Recognizes* that primary education is one of the main instruments for reintegrating child workers, calls upon all States to recognize the right to education by making primary education compulsory and to ensure that all children have equal access to free primary education as a key strategy to prevent child labour, and recognizes, in particular, the important role of the United Nations Educational, Scientific and Cultural Organization and the United Nations Children's Fund in this regard;

7. *Calls upon* all States and the United Nations system to strengthen international cooperation as a means of assisting Governments in preventing or combating violations of the rights of the child and in attaining the objective of eliminating child labour contrary to accepted international standards;

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[21] A/55/467-S/2000/973, annex.

8. *Calls upon* all States to strengthen cooperation and coordination at the national and international levels to address effectively the problem of child labour, in close cooperation with, inter alia, the International Labour Organization and the United Nations Children's Fund;

VII

Decides:

(*a*) To request the Secretary-General to submit to the General Assembly at its fifty-sixth session a report on the rights of the child containing information on the status of the Convention on the Rights of the Child[2] and the problems addressed in the present resolution;

(*b*) To request the Special Representative of the Secretary-General on the impact of armed conflict on children to submit to the General Assembly and the Commission on Human Rights reports containing relevant information on the situation of children affected by armed conflict, bearing in mind existing mandates and reports of relevant bodies;

(*c*) To continue its consideration of this question at its fifty-sixth session under the item entitled "Promotion and protection of the rights of the child".

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Fifty-fifth session
Agenda item 111

Resolution adopted by the General Assembly

[*on the report of the Third Committee (A/55/599)*]

55/80. International Decade of the World's Indigenous People

The General Assembly,

Recalling its resolution 54/150 of 17 December 1999 and previous resolutions on the International Decade of the World's Indigenous People,

Recalling also that the goal of the Decade is to strengthen international cooperation for the solution of problems faced by indigenous people in such areas as human rights, the environment, development, education and health and that the theme of the Decade is "Indigenous people: partnership in action",

Recognizing the importance of consultation and cooperation with indigenous people in planning and implementing the programme of activities for the International Decade of the World's Indigenous People,[1] the need for adequate financial support from the international community, including support from within the United Nations system, and the need for adequate coordination and communication channels,

Urging all parties to continue to intensify their efforts to achieve the goals of the Decade,

1. *Takes note* of the report of the Secretary-General on the implementation of the programme of activities for the International Decade of the World's Indigenous People;[2]

2. *Affirms its conviction* of the value and diversity of the cultures and forms of social organization of indigenous people and its conviction that the development of indigenous people within their countries will contribute to the socio-economic, cultural and environmental advancement of all the countries of the world;

3. *Emphasizes* the importance of strengthening the human and institutional capacity of indigenous people to develop their own solutions to their problems;

4. *Requests* the United Nations High Commissioner for Human Rights, as coordinator for the Decade:

[1] Resolution 50/157, annex.
[2] A/55/268.

(*a*) To continue to promote the objectives of the Decade, taking into account, in the fulfilment of her functions, the special concerns of the indigenous people;

(*b*) To give due regard to the dissemination, from within existing resources and voluntary contributions, of information on the situation, cultures, languages, rights and aspirations of indigenous people and, in that context, to consider the possibility of organizing projects, special events, exhibitions and other activities addressed to the public, in particular to young people;

(*c*) To submit, through the Secretary-General, an annual report to the General Assembly on the implementation of the programme of activities for the Decade;

5. *Reaffirms* the adoption of a declaration on the rights of indigenous people as a major objective of the Decade, and underlines the importance of effective participation by indigenous representatives in the open-ended inter-sessional working group of the Commission on Human Rights charged with developing a draft declaration on the rights of indigenous people, established pursuant to Commission resolution 1995/32 of 3 March 1995;[3]

6. *Welcomes* the decision of the Economic and Social Council, in its resolution 2000/22 of 28 July 2000, to establish a Permanent Forum on Indigenous Issues as a subsidiary organ of the Council, thereby fulfilling an important objective of the Decade, and encourages all parties concerned to engage in the necessary preparations for the establishment of the Forum;

7. *Encourages* Governments to support the Decade by:

(*a*) Preparing relevant programmes, plans and reports in relation to the Decade, in consultation with indigenous people;

(*b*) Seeking means, in consultation with indigenous people, of giving indigenous people greater responsibility for their own affairs and an effective voice in decisions on matters that affect them;

(*c*) Establishing national committees or other mechanisms involving indigenous people to ensure that the objectives and activities of the Decade are planned and implemented on the basis of full partnership with indigenous people;

(*d*) Contributing to the United Nations Trust Fund for the International Decade of the World's Indigenous People;

(*e*) Contributing, together with other donors, to the United Nations Voluntary Fund for Indigenous Populations in order to assist indigenous representatives in participating in the Working Group on Indigenous Populations of the Subcommission on the Promotion and Protection of Human Rights and the open-ended inter-sessional working group of the Commission on Human Rights charged with elaborating a draft declaration on the rights of indigenous people;

(*f*) Considering contributing, as appropriate, to the Fund for the Development of Indigenous Peoples in Latin America and the Caribbean, in support of the goals of the Decade;

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[3] See *Official Records of the Economic and Social Council, 1995, Supplement No. 3* and corrigenda (E/1995/23 and Corr.1 and 2), chap. II, sect. A.

(*g*) Identifying resources for activities designed to implement the goals of the Decade, in cooperation with indigenous people and intergovernmental and non-governmental organizations;

8. *Invites* United Nations financial and development institutions, operational programmes and the specialized agencies and secretariats, as well as other regional and international organizations, in accordance with the existing procedures of their governing bodies:

(*a*) To give increased priority and resources to improving the conditions of indigenous people, with particular emphasis on the needs of those people in developing countries, including through the preparation of specific programmes of action for the implementation of the goals of the Decade, within their areas of competence;

(*b*) To launch special projects, through appropriate channels and in cooperation with indigenous people, to strengthen their community-level initiatives and to facilitate the exchange of information and expertise among indigenous people and other relevant experts;

(*c*) To designate focal points for the coordination of activities related to the Decade with the Office of the United Nations High Commissioner for Human Rights;

and commends those institutions, programmes, agencies and regional and international organizations that have already done so;

9. *Recommends* that the Secretary-General ensure coordinated follow-up to the recommendations concerning indigenous people of relevant United Nations conferences, namely, the World Conference on Human Rights, held at Vienna from 14 to 25 June 1993, the United Nations Conference on Environment and Development, held at Rio de Janeiro, Brazil, from 3 to 14 June 1992, the International Conference on Population and Development, held at Cairo from 5 to 13 September 1994, the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, the World Summit for Social Development, held at Copenhagen from 6 to 12 March 1995, the second United Nations Conference on Human Settlements (Habitat II), held at Istanbul, Turkey, from 3 to 14 June 1996, and the World Food Summit, held at Rome from 13 to 17 November 1996, and other relevant international conferences;

10. *Emphasizes* the importance of the participation of indigenous people in United Nations world conferences and their national, regional and other preparatory processes, in particular the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, to be held in South Africa in 2001, and encourages Member States to facilitate the participation of their indigenous people, inter alia, by considering including representatives of indigenous people in their delegations;

11. *Requests* the United Nations High Commissioner for Human Rights to submit, through the Secretary-General, a report on the implementation of the programme of activities for the Decade to the General Assembly at its fifty-sixth session;

12. *Decides* to include in the provisional agenda of its fifty-sixth session the item entitled "Programme of activities of the International Decade of the World's Indigenous People".

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Resolution adopted by the General Assembly

[*on the report of the Third Committee (A/55/600)*]

55/81. International Convention on the Elimination of All Forms of Racial Discrimination

The General Assembly,

Recalling its previous resolutions concerning the reports of the Committee on the Elimination of Racial Discrimination and its resolutions on the status of the International Convention on the Elimination of All Forms of Racial Discrimination,[1] most recently resolution 53/131 of 9 December 1998,

Bearing in mind the Vienna Declaration and Programme of Action adopted by the World Conference on Human Rights on 25 June 1993,[2] in particular section II.B of the Declaration, relating to equality, dignity and tolerance,

Reiterating the need to intensify the struggle to eliminate all forms of racial discrimination throughout the world, especially its most brutal forms,

Recalling its resolution 52/111 of 12 December 1997, in which it decided to convene the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance no later than 2001,

Recalling also its resolution 53/132 of 9 December 1998, in which it decided to observe 2001 as the International Year of Mobilization against Racism, Racial Discrimination, Xenophobia and Related Intolerance,

Taking note of Commission on Human Rights resolution 2000/14 of 17 April 2000 on racism, racial discrimination, xenophobia and related intolerance,[3]

Reiterating the importance of the Convention, which is one of the most widely accepted human rights instruments adopted under the auspices of the United Nations,

Stressing the importance of achieving universal ratification of the Convention, which will contribute to the fight against racism and racial discrimination,

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[1] Resolution 2106 A (XX), annex.
[2] A/CONF.157/24 (Part I), chap. III.
[3] See *Official Records of the Economic and Social Council, 2000, Supplement No. 3* and corrigendum (E/2000/23 and Corr.1), chap. II, sect. A.

Mindful of the importance of the contributions of the Committee to the effective implementation of the Convention and to the efforts of the United Nations to combat racism and all other forms of discrimination based on race, colour, descent or national or ethnic origin,

Noting that the reports submitted by States parties under the Convention contain, inter alia, information about the causes of, as well as measures to combat, contemporary forms of racism, racial discrimination, xenophobia and related intolerance,

Emphasizing the obligation of all States parties to the Convention to take legislative, judicial and other measures in order to secure full implementation of the provisions of the Convention,

Recalling its resolution 47/111 of 16 December 1992, in which it welcomed the decision, taken on 15 January 1992 by the Fourteenth Meeting of States Parties to the International Convention on the Elimination of All Forms of Racial Discrimination,[4] to amend paragraph 6 of article 8 of the Convention and to add a new paragraph, as paragraph 7 of article 8, with a view to providing for the financing of the Committee from the regular budget of the United Nations, and reiterating its deep concern that the amendment to the Convention has not yet entered into force,

Stressing the importance of enabling the Committee to function smoothly and to have all necessary facilities for the effective performance of its functions under the Convention,

I

Reports of the Committee on the Elimination of Racial Discrimination

1. *Takes note* of the reports of the Committee on the Elimination of Racial Discrimination on its fifty-fourth and fifty-fifth[5] and its fifty-sixth and fifty-seventh sessions;[6]

2. *Commends* the Committee for its continuing efforts to contribute to the effective implementation of the International Convention on the Elimination of All Forms of Racial Discrimination,[1] especially the examination of reports under article 9 and action on communications under article 14 of the Convention, which contribute to the fight against racism, racial discrimination, xenophobia and related intolerance;

3. *Calls upon* States parties to fulfil their obligation, under paragraph 1 of article 9 of the Convention, to submit their periodic reports on measures taken to implement the Convention in due time;

4. *Expresses its concern* at the fact that a great number of reports are overdue and continue to be overdue, in particular initial reports, which constitutes an obstacle to the full implementation of the Convention;

5. *Encourages* States parties to the Convention whose reports are seriously overdue to avail themselves of the advisory services and technical assistance that the

[4] See CERD/SP/45, annex.

[5] *Official Records of the General Assembly, Fifty-fourth Session, Supplement No. 18* and addendum (A/54/18 and Add.1).

[6] Ibid., *Fifty-fifth Session, Supplement No. 18* and addendum (A/55/18 and Add.1).

Office of the United Nations High Commissioner for Human Rights can provide, upon their request, for the preparation of the reports;

6. *Commends* the Committee for its continuing contribution to the prevention of racial discrimination, and welcomes its relevant action thereon;

7. *Encourages* the Committee to continue to contribute fully to the implementation of the Third Decade to Combat Racism and Racial Discrimination and its revised Programme of Action,[7] including by continuing to cooperate and exchange information with United Nations bodies and mechanisms and intergovernmental organizations, in particular with the Subcommission on the Promotion and Protection of Human Rights and with the Special Rapporteur of the Commission on Human Rights on contemporary forms of racism, racial discrimination, xenophobia and related intolerance, as well as with non-governmental organizations;

8. *Encourages* States parties to continue to include a gender perspective in their reports to the Committee, and invites the Committee to take into account a gender perspective in the implementation of its mandate;

9. *Takes note with interest* of the contributions by the Committee to the preparatory process for the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, including undertaking a series of studies, making suggestions for the agenda and draft programme of action of the World Conference, and preparing an assessment of the best practices of States parties in combating racial discrimination;

10. *Invites* the Committee to continue to participate actively in the preparatory process for the World Conference and at the Conference itself;

11. *Encourages* all States, relevant United Nations bodies, international and regional organizations and non-governmental organizations to draw attention to the Convention and to the work of the Committee during the information and awareness-raising campaign for the World Conference and the International Year of Mobilization against Racism, Racial Discrimination, Xenophobia and Related Intolerance;

II

Financial situation of the Committee on the Elimination of Racial Discrimination

1. *Takes note* of the report of the Secretary-General on the financial situation of the Committee on the Elimination of Racial Discrimination;[8]

2. *Expresses its profound concern* about the fact that a number of States parties to the International Convention on the Elimination of All Forms of Racial Discrimination[1] have still not fulfilled their financial obligations, as shown in the report of the Secretary-General, and strongly appeals to all States parties that are in arrears to fulfil their outstanding financial obligations under article 8, paragraph 6, of the Convention;

3. *Strongly urges* States parties to the Convention to accelerate their domestic ratification procedures with regard to the amendment to the Convention

[7] Resolution 49/146, annex.
[8] A/55/266.

concerning the financing of the Committee and to notify the Secretary-General expeditiously in writing of their agreement to the amendment, as decided upon at the Fourteenth Meeting of States Parties to the International Convention on the Elimination of All Forms of Racial Discrimination on 15 January 1992,[4] endorsed by the General Assembly in its resolution 47/111 and further reiterated at the Sixteenth Meeting of States Parties on 16 January 1996;

4. *Requests* the Secretary-General to continue to ensure adequate financial arrangements and to provide the necessary support, including an adequate level of Secretariat assistance, in order to ensure the functioning of the Committee and to enable it to cope with its increasing amount of work;

5. *Also requests* the Secretary-General to invite those States parties to the Convention that are in arrears to pay the amounts in arrears, and to report thereon to the General Assembly at its fifty-seventh session;

III

Status of the International Convention on the Elimination of All Forms of Racial Discrimination

1. *Takes note* of the report of the Secretary-General[9] on the status of the International Convention on the Elimination of All Forms of Racial Discrimination;[1]

2. *Expresses its satisfaction* at the number of States that have ratified the Convention or acceded thereto, which now stands at one hundred and fifty-six;

3. *Reaffirms once again its conviction* that ratification of or accession to the Convention on a universal basis and the implementation of its provisions are necessary for the realization of the objectives of the Third Decade to Combat Racism and Racial Discrimination and for action beyond the Decade;

4. *Urges* all States that have not yet become parties to the Convention to ratify it or accede thereto as soon as possible, bearing in mind the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, to be held in South Africa, from 31 August to 7 September 2001;

5. *Urges* States to limit the extent of any reservation they lodge to the Convention and to formulate any reservation as precisely and as narrowly as possible in order to ensure that no reservation is incompatible with the object and purpose of the Convention or otherwise contrary to international treaty law, to review their reservations on a regular basis with a view to withdrawing them, and to withdraw reservations that are contrary to the object and purpose of the Convention or that are otherwise incompatible with international treaty law;

6. *Requests* the States parties to the Convention that have not yet done so to consider the possibility of making the declaration provided for in article 14 of the Convention;

7. *Decides* to consider, at its fifty-seventh session, under the item entitled "Elimination of racism and racial discrimination", the reports of the Committee on the Elimination of Racial Discrimination on its fifty-eighth and fifty-ninth and its sixtieth and sixty-first sessions, the report of the Secretary-General on the financial

[9] A/55/203.

situation of the Committee and the report of the Secretary-General on the status of the Convention.

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4 December 2000